



INDIANA DEPARTMENT OF TRANSPORTATION

Driving Indiana's Economic Growth

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Mitchell E. Daniels, Jr., Governor
Michael B. Cline, Commissioner

June 24, 2010

Dear Certified DBE,

Please note that the U.S. Department of Transportation (USDOT) recently issued a Notice of Proposed Rulemaking that proposes to change federal regulation governing the Disadvantaged Business Enterprise (DBE) program. USDOT is currently seeking comments on the proposal from now until July 9, 2010. The Indiana Department of Transportation (INDOT) wants to ensure that all companies certified with INDOT as Disadvantaged Business Enterprises (DBEs) are aware of the proposed rulemaking and how to comment on the proposed changes.

The proposed rulemaking suggests changes to several provisions of 49 CFR 26. A few of the changes include: adjusting the personal net worth cap for inflation from the current \$750,000 to \$1.3 million; requiring a state department of transportation to thoroughly analyze any failure to meet its overall DBE goal; and establishing procedures for a DBE certification in one state to carry over to another state. You can access the entire text of the Notice of Proposed Rulemaking in Volume 75, Number 89 of the Federal Register, which can be accessed at: <http://edocket.access.gpo.gov/2010/pdf/2010-10968.pdf>.

The USDOT must receive all comments on the proposed rule by July 9, 2010. All comments must include the agency name (Office of the Secretary, DOT) and the Docket number (OST-2010-0118) at the beginning of the comments. You may submit comments to the USDOT using any of the following methods:

- Federal eRulemaking Portal – Go to <http://www.regulations.gov> and follow the online instructions for submitting comments.
- Mail – Send two copies of your comments to Docket Management Facility; U.S. Department of Transportation, 1200 New Jersey Avenue, S.E., West Building Ground Floor, Room W12-140, Washington, D.C. 20590-0001.
- Hand delivery or Courier – Submit two copies of your comments to the above mailing address between 9 a.m. and 5 p.m. Monday through Friday, except Federal holidays.
- Fax – Send comments to 202-493-2251.

According to the Notice of Proposed Rulemaking, all comments will be posted without change to <http://www.regulations.gov>, including any personal information provided and will be available to internet users. The Notice of Proposed Rulemaking references USDOT's Privacy Act Statement and includes additional instructions for submitting comments.

As the federal rulemaking moves forward, INDOT encourages all DBE's interested in the proposed rulemaking to submit those comments by the July 9, 2010 deadline. Should you wish to share a copy of your comments with INDOT or have questions that INDOT may be able to assist with, please contact George Roney, DBE Liason, with INDOT's Economic Opportunity Division, at (317) 233-3563 or at groney@indot.in.gov.

Thank you for your consideration.

Sincerely,
INDOT Economic Opportunity Division

www.in.gov/dot/
An Equal Opportunity Employer